IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE J.CHELAMESWAR**

**AND**
**THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY**

**WRIT PETITION No.16795 OF 2004**

Between:

1 P.Janardhana Reddy, S/o.Jayachandra Reddy,
Rapur Village and Mandal,Nellore District.

2 L.Srinivasulu Reddy, S/o. Pedda Venkata Subba Reddy,
Rapur Village and Mandal,Nellore District.

3 G.Srinivasulu, S/o.Pedda Venkataiah,
Vinjamur Village and Mandal,Nellore District.

4 A.Subba Rao, S/o.Venkata Subbaiah,
Vinjamur Village and Mandal,Nellore District.

5 Sk.Badullah, S/o.Hazarathaiah,
Kondapuram Village and Mandal, Nellore District.

**..... PETITIONERS**

AND

1 The Commissioner and Director of School Education,

Andhra Pradesh, Saifabad, Hyderabad.

2 The State Project Director,

District Primary Education Programme,

Government of A.P., Saifabad, Hyderabad.

3 The District Collector/Ex-Officio Chairman District Primary

Education Programme, Nellore District.

4 The Project Co-ordinator/Distrit Educational Officer,
Nellore District.

5 The Additional Project Coordinator District Primary Education

Programme, Nellore, Nellore District.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or order or direction more in the nature of writ of Certiorari, declaring action of the 3rd respondent in directing the petitioners to appear for Aptitude Test for the purpose of selection to the post of Mandal Resource Person though the petitioners have been working in the said posts for the last 4 years and for the purpose of continuing in the same post appearing for the test is arbitrary, unreasonable and violative of Articles 14 and 16 of Constitution of India and accordingly set aside the impugned notification issued by the 3rd respondent dated 19.08.2003 including the orders of the Hon'ble A.P. Administrative Tribunal, Hyderabad dated 19.08.2004 made in O.A No.5885 of 2003 as well as orders dated 10.09.2004 made in Rev.M.A.No.2809 of 2004 in O.A.No.5885 of 2003 and consequently direct the respondents to proceed with the selection of Mandal Resource person in the vacant post only as per the guidelines issued by the 2nd respondent in Rc.No.5931/DPEP/B7/2002, dated 05.08.2003 by continuing the Mandal Resource Person in their respective places without subjecting them to fresh process of selection.

**Counsel for the Petitioners : MR.G.VIDYASAGAR**

**Counsel for the Respondents : GP FOR SERVICES-I**

**The Court made the following :**

**O R D E R**

**(Per Sri Justice J.Chelameswar)**

When matter is taken up, learned counsel for the petitioners

Sri G.Vidya Sagar represented that in view of G.O.Rt.No.360, Education (CSS-R&E) Department, dated 21.06.2005, more particularly Clause-8 extracted hereunder, the petitioners do not have any subsisting cause of action:

8. Relief:

The present MRPs working shall be relieved as and when the new MRPs are posted.

In the circumstances, the writ petition is disposed of. There shall be no order as to costs.

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J.CHELAMESWAR,J

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M.VENKATESWARA REDDY,J

**6th JULY, 2005**

**PGS**

To

1 The Commissioner and Director of School Education,

Andhra Pradesh, Saifabad, Hyderabad.

2 The State Project Director,

District Primary Education Programme,

Government of A.P.Saifabad, Hyderabad.

3 The District Collector/Ex-Officio Chairman District Primary

Education Programme, Nellore District.

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**THE HON'BLE MR JUSTICE J.CHELAMESWAR**

**AND**

**THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY**

**WRIT PETITION No.16795 OF 2004**

**(Per Sri Justice J.Chelameswar)**

**6th JULY, 2005**